

**C. AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions, and listings, of claims in the application:

**Listing of Claims:**

1. (currently amended) A method of registering a 2D (two-dimensional) x-ray image of a target with previously generated 3D scan data of said target, said x-ray image being characterized by an image plane defined by mutually orthogonal x- and y-coordinates, the method comprising:

- A. generating at least one reconstructed image from said 3D scan data, said reconstructed image also characterized by the same image plane; and
- B. determining the value of in-plane transformation parameters ( $x, y, \theta$ ) and out-of-plane rotational parameters ( $r, \phi$ ) for registering said reconstructed image onto said x-ray image, said parameters representing the difference in the position of the target as shown in said x-ray image as compared to the position of the target as shown by said image reconstructed from said 3D scan data;

wherein  $r$  and  $\phi$  represent the rotations of said target about first and second mutually orthogonal axes, said rotations being out-of-plane with respect to said image plane, said out-of-plane rotations representing the projection of said target onto said image plane;

wherein  $x$  and  $y$  represent the amount of translation of said target within said image plane in the directions of said x- and y- axes, respectively, and  $\theta$  represents the amount of rotation of said target within said image plane about an axis perpendicular to both said x- and said y- axes;

and

wherein step B comprises:

- a. obtaining an initial estimate for said in-plane transformation parameters ( $x, y, \theta$ ) by multi-level matching in 3D (three dimensions), between said x-ray image and said reconstructed image;

b. based on said parameters ( $x, y, \theta$ ) estimated in step a, performing an initial search in one dimension for each of said pair of out-of-plane rotation parameters ( $r, \phi$ ); and

c. iteratively refining said in-plane parameters ( $x, y, \theta$ ) and said out-of-plane parameters ( $r, \phi$ ), until said parameters converge to a desired accuracy.

2. (original) A method in accordance with claim 1, wherein said 3D multi-level matching is performed sequentially in each of a succession of a plurality of image resolution levels, starting at the lowest resolution level and ending at the highest resolution level.

3. (original) A method in accordance with claim 1, further wherein said 2D x-ray image of said target is obtained by transmitting through said target an imaging beam having a known position and angle relative to said target, and wherein said reconstructed image is a 2D synthesized DRR (digitally reconstructed radiographs) representing the radiographic image of said target that would be obtained with said imaging beam at said known position and angle, if said target were positioned in accordance with said 3D scan data.

4. (original) A method in accordance with claim 1, further comprising the steps of

A. determining a plurality  $N_r$  and  $N_\phi$  of out-of-plane rotation angles, respectively, for said rotational parameters ( $r, \phi$ );

B. generating a plurality  $N_r * N_\phi$  of 2D reference images, one reference image for each of said plurality  $N_r$  and  $N_\phi$  of said out-of-plane rotation angles.

5. (original) A method in accordance with claim 1, further comprising the step of generating offline, before step a, a plurality of in-plane rotated 2D reference images, by performing a series of in-plane rotations on said reconstructed image.

6. (original) A method in accordance with claim 5, wherein said 3D matching process in step a is performed upon said in-plane rotated 2D reference images.

7. (original) A method in accordance with claim 1, wherein said 3D matching process in step a is performed using a similarity measure method.

8. (original) A method in accordance with claim 7, wherein said similarity measure method is based on a sum of absolute differences.

9. (original) A method in accordance with claim 1, wherein step c of iteratively refining said in-plane and out-of-plane parameters comprises:

- d. refining the in-plane translation parameters (x, y), to increase the accuracy of said parameters;
- e. refining the in-plane rotation parameter ( $\theta$ ) based on said out-of-plane rotation parameters ( $r, \phi$ ) searched in step b, and on said refined in-plane transformation parameters (x, y) from step d;
- f. separately refining each of the out-of-plane rotation parameters ( $r, \phi$ ), based on said refined in-plane translation parameters from step d, and said refined rotation parameter from step e;
- g. iteratively and sequentially repeating steps d, e, and f, until a predetermined accuracy is reached; and
- h. refining once more said out-of-plane rotation parameters ( $r, \phi$ ).

10. (original) A method in accordance with claim 9, wherein step d of initially refining the in-plane translation parameters is performed by sub-pixel matching in two dimensions.

11. (original) A method in accordance with claim 9, wherein step e of refining the in-plane rotation parameters is performed by 1D (one dimensional) interpolation.

12. (original) A method in accordance with claim 9, wherein step f of separately refining said out-of-plane rotation parameters is performed through a 1D (one dimensional) search.

13. (original) A method in accordance with claim 9, wherein step h of refining said out-of-plane rotation parameters ( $r, \phi$ ) is performed by 1D interpolation.

14. (original) A method in accordance with claim 1, wherein said predetermined accuracy is sufficient to achieve a resolution of less than about 1mm.

15. (original) A method in accordance with claim 1, wherein said 3D scan data comprise at least one of CT scan data, MRI scan data, and PET (positron emission tomography) data.

16. (original) A method in accordance with claim 1, wherein said 1D search for said out-of-plane rotation parameters in step b is performed using a similarity measure.

17. (original) A method in accordance with claim 16, wherein said similarity measure is based on pattern intensity.

18. (original) A method in accordance with claim 1, wherein the search space for said 1D search in step B is the full search range of out-of-plane rotation angles, and said full search range is sampled by one degree increments.

19. (original) A method in accordance with claim 9, wherein steps d, e, and f are performed using a similarity measure based on pattern intensity.

20. (original) A method in accordance with claim 1, further comprising the step of processing said 2D x-ray image, after step A and before step B, so as to match the orientation, image size, and bit depth of said x-ray image with the orientation, image size, and bit depth of said reconstructed 2D image.

21. (original) A system for registering at least one 2D radiographic image of a target with at least one image reconstructed from previously generated 3D scan data of said target, said radiographic image being characterized by an image plane defined by mutually orthogonal x- and y- axes, the system comprising:

- a. means for providing said 3D scan data of said target;
- b. a radiation source for generating at least one radiographic imaging beam having a known intensity, and having a known position and angle relative to said target;
- c. an imaging system for generating a 2D radiographic image of said target in near real time; and
- d. a controller, including:
  - i) means for generating said at least one reconstructed 2D image of said target, using said 3D scan data, and using said known location, angle, and intensity of said imaging beam; and
  - ii) software for determining a set of in-plane transformation parameters ( $x$ ,  $y$ ,  $\theta$ ) and out-of-plane rotational parameters ( $r$ ,  $\phi$ ), said parameters representing the difference in the position of the target as shown in said x-ray image as compared to the position of the target as shown by said 2D reconstructed images;  
wherein  $r$  and  $\phi$  represent the rotations of said target about first and second mutually orthogonal axes, said rotations being out-of-plane with respect to said image plane, said out-of-plane rotations representing the projection of said target onto said image plane; and  
wherein  $x$  and  $y$  represent the amount of translation of said target within said image plane in the directions of said x- and y- axes, respectively, and  $\theta$  represents the amount of rotation of said target within said image plane about an axis perpendicular to both said x- and said y- axes.

22. (original) A system in accordance with claim 21, wherein said software for determining said in-plane and out-of-plane rotational parameters comprises:  
means for performing a 3D multi-level matching to determine an initial estimate for said

in-plane transformation parameters ( $x, y, \theta$ );  
means for performing a 1D search for each of said pair of out-of-plane rotation parameters ( $r, \phi$ ) based on said initially estimated in-plane parameters ( $x, y, \theta$ ), and means for iteratively refining said in-plane parameters ( $x, y, \theta$ ) and said out-of-plane parameters ( $r, \phi$ ), until a desired accuracy is reached.

23. (original) A system in accordance with claim 21, wherein said radiation source comprises an x-ray source, said 2D radiographic image comprises a 2D x-ray image, and said reconstructed image comprises a 2D DRR.

24. (original) A system in accordance with claim 21, wherein said controller further comprises:

- A. means for determining a plurality  $N_r$  and  $N_\phi$  of out-of-plane rotation angles, respectively, for said rotational parameters ( $r, \phi$ ); and
- B. means for generating a plurality  $N_r * N_\phi$  of 2D reference images, one reference image for each of said plurality  $N_r$  and  $N_\phi$  of said out-of-plane rotation angles.

25. (original) A system in accordance with claim 21, wherein said controller further comprises means for generating offline a plurality of in-plane rotated 2D reference images by performing a series of in-plane rotations on said reconstructed image.

26. (original) A system in accordance with claim 22, wherein said 3D multi-level matching means performs sequentially in each of a succession of a plurality of resolution levels, starting at the lowest resolution level and ending at the highest resolution level.

27. (original) A system in accordance with claim 22, wherein said 3D multi-level matching means comprises similarity measure means based on a sum of absolute differences.

28. (original) A system in accordance with claim 22, wherein said means for iteratively refining said in-plane and out-of-plane parameters comprises:

- d. means for refining the in-plane translation parameters ( $x, y$ ), to increase the accuracy of said parameters;
- e. means for refining the in-plane rotation parameter ( $\theta$ ) based on said out-of-plane rotation parameters ( $r, \phi$ ) searched in step b, and on said refined in-plane transformation parameters ( $x, y$ ) from step d;
- f. means for separately refining each of the out-of-plane rotation parameters ( $r, \phi$ ), based on said refined in-plane translation parameters from step d, and said refined rotation parameter from step e; and
- g. means for iteratively and sequentially repeating steps d, e, and f, until a predetermined accuracy is reached, and for refining once more said out-of-plane rotation parameters ( $r, \phi$ ).

29. (original) A system in accordance with claim 22, wherein said means for refining the in-plane translation parameters comprises 2D sub-pixel matching means.

30. (original) A system in accordance with claim 22, wherein said means for refining the in-plane rotation parameters comprises 1D (one dimensional) interpolation means.

31. (original) A system in accordance with claim 22, wherein said means for separately refining said out-of-plane rotation parameters comprises means for performing one or more 1D searches.

32. (original) A system in accordance with claim 22, wherein said means for refining said out-of-plane rotation parameters ( $r, \phi$ ) comprises 1D interpolation means.

33. (original) A system in accordance with claim 22, wherein said desired